

TENNESSEE REGULATORY AUTHORITY



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Nashville, Tennessee 37243-0505

T.R.A. DOCKET ROOM

October 5, 2004

Mr. William J. Kilp
Director, Public Services Department
500 Keough Road
Collierville, TN 38017

Re: Petition of Tennessee Wastewater Systems, Inc. to Expand its Service Area to Include a Portion of Shelby County, Tennessee Known as Spring Creek Ranch. 04-00123

Dear Mr. Kilp,

In your letter of September 21, 2004, you request the Authority to "defer any action regarding the granting of a Certificate of Needs and Convenience for the Spring Creek Ranch Development in Shelby County, part of Collierville's future annexation area." To the extent your request seeks to defer action on the above-referenced petition, it has been submitted late and in the improper form. A notice of hearing dated June 24, 2004 was delivered to your address well in advance of the July 12, 2004 Hearing on the above-referenced petition. The notice also stated that any person or entity desiring to participate as a party in the Hearing should file a petition to intervene no later than July 6, 2004.

You appeared at the Hearing on July 12, 2004 and stated your belief that the Town of Collierville had intervened in the above-referenced docket. You stated at the Hearing that the Town of Collierville had no objection to the expansion of Tennessee Wastewater Systems, Inc.'s Certificate of Convenience and Necessity to include the eleven (11) lots (amounting to approximately thirteen (13) acres) of the Spring Creek Ranch Subdivision located in Shelby County and more specifically identified in an exhibit attached to the above-referenced petition.

The Hearing Officer granted the above-referenced petition at the conclusion of the July 12, 2004 Hearing. There is no record of an intervention having been filed by the Town of Collierville in this Docket.

Respectfully,

Randal L. Gilliam
as Hearing Officer

cc: Interested Parties
Original in Docket File